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<b>To:</b>	Examiner Quang N. Nguyen	<b>From:</b>	Dan C. Hu
<b>Company:</b>	U.S. Patent Office	<b>Date:</b>	November 24, 2004
<b>Fax:</b>	(703) 872-9306	<b>Pages:</b>	3 (including cover sheet)
<b>Re:</b>	Appln. Serial No. 09/712,101 Atty. Dkt. No.: 200308253-01 (HPC.0052US)		

**\*\* REPLY AFTER FINAL \*\*****RECEIVED IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Attorney Docket No.: 200308253-01 (HPC.0052US)  
Date: November 24, 2004

DCH/gky

The Patent and Trademark Office date stamp sets forth the receipt date of the following documents in the below referenced patent application identified as follows:

Applicant(s): STEPHEN CARNEY  
Serial No.: 09/712,101  
Filing Date: November 14, 2000  
Title: DYNAMIC LOAD BALANCING OF VIDEO REQUESTS

1. Transmittal of Notice of Appeal; and
2. Notice of Appeal (w/ Petition for One-Month Extension of Time).

● **Notice:** This information is intended to be for the use of the individual or entity named on this transmittal sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution, or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify the sender by telephone immediately so that arrangements can be made for the retrieval of the original document at no cost to you.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant:	Stephen Carney	§	Art Unit:	2141
Serial No.:	09/712,101	§		
Filed:	November 14, 2000	§	Examiner:	Quang N. Nguyen
Title:	DYANMIC LOAD BALANCING OF VIDEO REQUESTS	§	Docket No.	200308253-01 (HPC.0052US)

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL OF NOTICE OF APPEAL

Dear Sir:


Enclosed herewith is a Notice of Appeal.

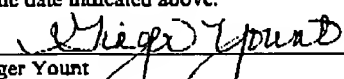
Because a Reply After Final was submitted by the two-month deadline of September 14, 2004, the period for reply to the final Office Action dated July 14, 2004 expired upon the mailing of the advisory action, which occurred on October 26, 2004. See M.P.E.P. § 714.13. Therefore, a Petition for One-Month Extension of Time is enclosed.

The Commissioner is authorized to charge any additional fees, including extension of time fees, or credit any overpayment to Deposit Account No. 08-2025 (200308253-01).

Respectfully submitted,

Date: Nov. 24, 2004

  
Dan C. Hu  
Registration No. 40,025  
TROP, PRUNER & HU, P.C.  
8554 Katy Freeway, Suite 100  
Houston, Texas 77024  
(713) 468-8880 [Phone]  
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Date of Deposit: <u>November 24, 2004</u>
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent Office (Fax No. (703) 872-9306) on the date indicated above.
 Ginger Yount

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

## PATENT APPLICATION

ATTORNEY DOCKET NO. 200308253-01

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Stephen Carney

Confirmation No.: 8794

Application No.: 09/712,101

Examiner: Quang N. Nguyen

Filing Date: 11-14-2000

Group Art Unit: 2141

Title: Dynamic Load Balancing of Video Requests

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, 07-14-2004, rejecting the following claims 2, 4-12, and 21-33.  
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$340.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(X) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

(X) one month	\$110.00
( ) two months	\$430.00
( ) three months	\$980.00
( ) four months	\$1530.00

( ) The extension fee has already been filed in this application.

( ) (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$450.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

( ) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, Alexandria, VA  
22313-1450. Date of Deposit: \_\_\_\_\_

OR

(X) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (703) 872-9306 on 11-24-2004

Number of pages: 3

Typed Name: Ginger Yount

Signature: 

Respectfully submitted,

Stephen Carney

By 

Dan C. Hu

Attorney/Agent for Applicant(s)

Reg. No. 40,025

Date: 11-24-2004

Telephone No.: (713) 468-8880